

**NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

IN RE APPLICATION OF: **MELICK, Bruce D. et al.**

SERIAL NO : 09/812,545  
FILED : March 20, 2001  
TITLE : SYSTEM AND METHOD OF USING VARIABLE PULSES FOR  
SYMBOLGY

Grp./A.U. : 2613  
Examiner : SEDIGHIAN, Reza  
Conf. No. : 2555  
Docket No. : P04409US01

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Assistant Commissioner:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the  
decision of the examiner dated September 14, 2007 rejecting the following claims: 1, 3, 4, 21-23,  
25, 38-42, 45-47, 49-50 and 58-64.

Applicant is a small entity.

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CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

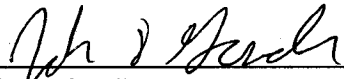
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Date: October 30, 2007

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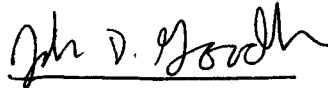
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and Trademark Office, Art Unit 2613

  
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John D. Goodhue

The items checked below are appropriate:

- ☒ Please charge Deposit Account No. 26-0084 the amount of \$255.00.
- ☐ The Commissioner is hereby authorized to charge the extension fees to Deposit Account No. 26-0084.
- ☒ The Commissioner is authorized to charge any underpayment or credit any overpayment or to Deposit Account No. 26-0084.

Respectfully submitted,



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Attorneys of Record

- bjh -